

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA

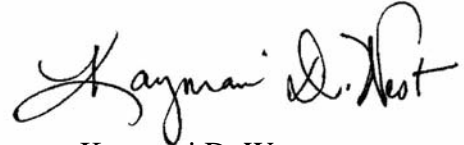
<p>Tony Harris,</p> <p style="text-align: center;">Petitioner,</p> <p style="text-align: center;">v.</p> <p>US Parole Commission, and Warden of FCI-Edgefield,</p> <p style="text-align: center;">Respondent.</p> <hr style="width: 40%; margin-left: 0;"/>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>C/A No. 5:13-cv-00558-JFA-KDW</p> <p style="text-align: center;">ORDER</p>
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Petitioner, proceeding pro se and *in forma pauperis*, brought this action seeking habeas corpus relief under 28 U.S.C. § 2241. Respondent filed a Motion for Summary Judgment on June 5, 2013. ECF No. 21. As Petitioner is proceeding pro se, the court entered an order on June 6, 2013, pursuant to *Roseboro v. Garrison*, 528 F.2d 309 (4th Cir. 1975), advising Petitioner of the importance of a motion for summary judgment and of the need for him to file an adequate response. ECF No. 22. Petitioner was informed that his response was due by July 11, 2013, and was specifically advised that if he failed to respond adequately, Respondent's motion may be granted, thereby ending his case.

On July 17, 2013, the court ordered Petitioner to advise, by August 5, 2013, whether he wished to continue with his case. ECF No. 53. Petitioner has filed no response. As such, it appears to the court that he does not oppose the motion and wishes to abandon this action. Based on the foregoing, the undersigned recommends this action be dismissed with prejudice for failure to prosecute. *See Davis v. Williams*, 588 F.2d 69, 70 (4th Cir. 1978); Fed. R. Civ. P. 41(b).

IT IS SO RECOMMENDED.

August 12, 2013  
Florence, South Carolina

A handwritten signature in black ink, reading "Kaymani D. West". The signature is fluid and cursive, with the first name "Kaymani" being more prominent and the last name "West" following in a similar style.

Kaymani D. West  
United States Magistrate Judge

**The parties are directed to note the important information in the attached  
“Notice of Right to File Objections to Report and Recommendation.”**